IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

MONDAY, THE 25TH JUNE 2007 / 4TH ASHADHA 1929

OP.No. 9107 of 1998(H)

PETITIONER:
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1. BIJU BABY .V, AGED 28 YEARS, S/O.BABY,
VADAKKEKARA HOUSE, NADUVATTOM P.O.,
WANDOOR, MALAPPURAM.

2. JOYEE P.P., AGED 27 YEARS, S/O.PAULOSE,
PUTHUSSERY HOUSE, VALLUVALLEY,
KOONAMMAVU P.O., NORTH PARUR.

BY ADV. SRI.P.K.BALAKRISHNAN NAIR

RESPONDENTS:
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1. FERTILIZERS AND CHEMICAL TRAVANCORE LIMITED
REPRESENTED BY the CHAIRMAN AND MANAGING
DIRECTOR, UDYOGAMANDAL, ERNAKULAM.

2. THE CHIEF PERSONAL MANGER, COCHIN DIVISION,
FACT, AMBALAMEDU P.O., ERNAKULAM.

BY ADV.A.K.JAYASANKAR
SRI.A.M.SHAFFIK

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 25/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ORDER ON CMP NO.16792 OF 1998 IN OP NO.9107 OF 1998 H

//DISMISSED//

25.06.2007. SD/- THOTTATHIL B.RADHAKRISHNAN, JUDGE.

APPENDIX

PETIITONER'S EXHIBITS:

EXT.P1: TRUE COPY OF CERTIFICATE NO.DY.CM(TRG)-CD-TRG-CER-063-1321 DATED 12.10.94 ISSUED TO 1ST PETITIONER.

EXT.P2: TRUE COPY OF CERTIFICATE NO.TRG-UD-13-A-693 DATED 15.10.94 ISSUED TO THE 2ND PETITIONER.

EXT.P3: TRUE COPY OF CERTIFICATE NO.K/93/2146/ADCP ISSUED TO THE 1ST PETITIONER.

EXT.P4: TRUE COPY OF MEMO DATED 30.12.96 ISSUED TO THE 1ST PETITIONER.

EXT.P5: TRUE COPY OF MEMO DATED 30.12.96 ISSUED TO THE 2ND PETITIONER.

EXT.P6: TRUE COPY OF LETTER DATED 17.6.97 SENT TO THE 1ST PETITIONER.

EXT.P7: TRUE COPY OF LETTER DATED 17.6.97 SENT TO THE 2ND PETITIONER.

EXT.P8: TRUE COPY OF RANK LIST PUBLISHED BY THE 2ND REPSONDENT.

EXT.P9: TRUE COPY OF THE LETTER DATED 15.3.96 ISSUED BY THE DIRECTOR GENERAL OF EMPLOYMENT AND TRAINING.

/TRUE COPY/

THOTTATHIL B.RADHAKRISHNAN, J.

O.P.No.9107 OF 1998

Dated this the 25th day of June, 2007

JUDGMENT

The short issue raised in this writ petition is as to whether the writ petitioners could claim seniority over certain other personnel in the service of the FACT on the ground that the petitioners have completed their apprenticeship at an earlier point of time. None of the persons who would be affected by such decision are on record as respondents. Though C.M.P.No.16792/98 is an application for impleadment on representative capacity, the petitioners are yet to satisfy the order passed on 22.7.1998 to publish notice of the writ petition in newspapers. Under such circumstances, at this distance of time, I do not find any way to aid the petitioners to have resolution of the dispute, if at all they have any, in writ jurisdiction.

The writ petition fails. The same is accordingly dismissed.

Sd/-

THOTTATHIL B.RADHAKRISHNAN
Judge

kkb.

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THOTTATHIL B. RADHAKRISHNAN, J

O.P.NO.9107 OF 1998

JUDGMENT

25TH JUNE, 2007.

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